App. F. IX-4

Previous References

1926.

File No. 26-26

Serial Nos. 118, 119 x 153

Later References
U.P. 23, 39, 1, 2,

General and Revenue Secretariat.

Serial Nos.

Part B for Feb 27

SUBJECT

R Constitution of village Panchayets

153 To, The Deputy Commissioner, Kolaba
No. L 5563 d 9-2-27.
Defines a hamlet and states which of the villages with scattered houses in the Mahad Can be treated as such

HS 24.1.28

WD 01229—GPB—37,500—1-9-26
App. F. III—2

General and Revenue Secretariat

L&S File No. 26 of 1926

Serial No.

109

No A-5-C 2132-26-24 dated 6.12.26

From

The Deputy Commissioner, Polar Dt.

States that the principle laid down in Para 4(2)(a) of the G.O of 5.10.26 Re grouping of villages into villages Panchayats viz that every Inam village shall have a Panchayat for itself etc., will mean a Panchayat for places where population does not exceed 20 persons and requests that orders may be issued vesting the Dy Commissioner with power to form an Inam village into Panchayat when the population is less than 50 & when the Inam-dar does not agree to grouping with another village (1) Sub Cl (a) should be read along with the Main Clause (2) It says down that if the Dy Commissioner considers grouping necessary he may do so having regard to the income, area and population provided that if the village included be an Inam village the Consent of the Inamdar is obtained. It is different to presume that Inamdars will be

NOTE Contra Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—2J

General and Revenue Secretariat

22472

Lts File No. 12 of 1926

Serial No.

anxious to create in new Scheduled Castes villages institutions do not likely to be useful to themselves.

The creation of such a forum as desired in the deputy Commissioner will create a feeling that rights are being interfered with. just as in the case of Mahalanga Inamdars who have to be invited to join in the Courts of Common upliftment. Submitted for orders with regrets.

Out of cases of villages for which 11/12 village Panchayets do not seem to be feasible maybe dealt with on merits of each cases may be placed before Sanction Committee

11/12. 3) L.R.Rao
Dy Secy. Spl Sub
28/

WD 18/12

Two points are raised by the D.C.
(1) Whether the D.C. or the Govt would form the hamlet board
(2) Whether Section 5 of the V.P. Regn will not be applicable to Panchayats

With regard to (1), under Section (4) of the Regn, the D.C. is to form

NOTE—Contn. Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat | File No. 16 of 1926

Serial No.

4) The Deputy Commr. of Kolar requests that he may be vested with the discretion to constitute or not to constitute a Panchayet for an Inam village when the population of the village is less than 50 and when the Inamdar does not agree to the grouping of his village with a Sircar or inam village. The proposal of the Deputy Commissioner is clearly -- against the policy adopted by the Govt. and Enunciated in para 1 of G.O. No. L.2500-14 L.B. 26-26-40 dated 5th October 1926 in which it is directed that the Village Panchayet Regulation should be introduced into all the villages in the State both -- unalienated and alienated including those of the two jaghirs of Yelandur and Sringeri. The proposal of the Deputy Commissioner to be vested with the discretion in the manner suggested is, therefore, out of question.

Map X

5) The question as to what remedies exist to meet the requirements of the cases contemplated in the Deputy Commissioner's letter may perhaps be considered in giving a reply to the Deputy Commr. The reasons alleged in the letter under disposal are (1) that on an average four or less than four houses exist in many villages and the income thereof -- from all sources may not be more than Rs. 5 a year and that nothing of importance can be achieved even if the amount is allowed to accumulate for a series of years. Another reason alleged is (2) that it may be impossible in such villages to get seven men which is the minimum required for constituting a Panchayet.

6) ~~Para 4 of the G.O. of 5th October 1926 lays~~

NOTE—Contn. Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat | File No. 26 of 1926

Serial No.

(9) It is also stated that the Inamdar would rarely consent to the grouping of his Inam village with another Inam village or Government village. With regard to the 1st ~~point~~ minor, the smaller the village and the fewer the number of the residents, the fewer will be its requirements in respect of sanitation etc. and the total amount available for expenditure or the number of the residents should not be the criterion for judging whether a Panchayet is recuired or not. With regard to (2), provision is made in the Village Panchayet Regulation for constituting villages into hamlets and these villages may be made hamlets to which Section 5 will not apply. The question then is whether the Deputy Commissioner can establish hamlets otherise than as provided under Section 6 of the Regulation. In Section 3 of the Regulation, a hamlet is defined to be a village, the village Panchayet of which consists of all the voters of the village as provided in Section 6. Section 6 of the Regulation prescribes the conditions under which a village under the jurisdiction of a Panchayet may separate itself and be constituted into a hamlet or included under the jurisdiction of another Panchayet. The point to be considered is whether the words "as provided in Section 6" in Section 3 refers to the fact of all voters being Panchayetdars or to the manner of creating hamlets. If it is the former, then the Deputy Commissioner can create hamlets and if the latter, he cannot. It is submitted that Section 6 provides for a village grouping with

Serial No.

other villages and for a village going out and forming a hamlet. It does not deal with the question of forming a hamlet of a village. Moreover Section (3) Clause (5) does not contain such words as "Constituted as in Section 6" in which case, it would be reasonable to infer that a hamlet is to be created only in the manner provided in Section 6. In the absence of such words in Section 3(5), hamlets may perhaps be created otherwise than as provided in Section 6. If this view is accepted the Deputy - Commissioner may perhaps be informed that the inam villages contemplated in his letter under disposal may be constituted into hamlets.

6273/17/12

Lr Reg)
1st Mem r

28/16/12

8d
17-12

4) The idea certainly was that villages wh. are too small to have Panchayets and to hamlets — all Voters meeting & discussing grievances. D.C. may be requested & Copy to Other Dists

Lee
10/12
8d
15/12

8) Draft please
20/12

Serial No.

9) Draft Rule
Rpm 21/12 H. Lindsay)

10) Draft may be appd
1st Member

11)

118

No R4176 of 24.12.26

Sir

I am directed, by order of States that the Jagir Villages such as those referred to by the D.C. may be constituted into Boards under which arrangement all boards will meet & dispose of business

No A.5.C.2181/26-27 dated 10.1.27

From

The Secretary, Kolar &c

With reference to this office letter 118 requesting to be informed whether under Sec 6(2) of the L.R. Regn Govt may take the initiative in such cases and request

GENERAL & REVENUE SECRETARIAT
8. JAN. 1927
SELF GOVT. BRANCH

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

3081

Lb File No. 26 of 1926.

Serial No.

Clear directions in the light of difficulties explained by him regarding formation of 'Hamlets'

Xerox copy is invited to Special Assistant Secy's note at Paragraph 6 supra.

Section 6(2) provides for a village going out of a group Panchayat & forming a Hamlet. Under this section therefore there seems to be no room for taking the initiative as stated by him by Govt. The Govt Can however frame Hamlets (vide end of para 6 supra) The Special Section may perhaps be consulted.

Sm 14/1

The instructions were issued in accordance with the views recorded in the Special Sect. The point raised may perhaps be kindly noted. When a whole village is to be the unit in the formation of the village, the question of minimum & maximum strength of the unit in Sect 5 may not arise. & the Sect may not have application unless this is not specifically stated.

Sd Sect 28/1

Sd 18/1

NOTE—Contn. Sheet

WD 1122/GPB—37,500—1-9
App. F. III—2]

General and Revenue Secretariat

LB File No. 30812/26 of 1926

Serial No.

The Dc. has raised two points:

(1) Whether Govt or Dc. would constitute the Panchayat hamlets &

(2) Whether Section 5 of the V.P. Regn prescribing the max^m & min^m of Panchayatdars will not apply to hamlets.

With regard 6-(1): Under Section 4 of the Regn it is the Dc. that should form a V. Nadu Panchayat. A hamlet is a village, the Village Panchayat of which consists of all the voters of the village Members. By creating a hamlet, a V. P is created & this is to be done by the Dc.

With regard to (2), Section 5 will not be applicable to a hamlet. The Section read as a whole applies only to V. P's whose members are either elected or nominated. There is no election or nomination of Panchayatdars in a hamlet.

The Dc. may be informed accordingly.

8263/3/2

Please bring it

29/1

LB Clerk
1st Asst. Dc
4/2/27

Dc's Office
27/1
4/2
4/2

Note—Contn. Sheet

General and Revenue Secretariat | L3 File No. 3812/26 | of 192 6

Serial No.	
	draft Rule Mme 4/2/24 [illegible] L2 Reg. [illegible] 7/2 appd 8/2 812 Mme [illegible] 8/2
	Telegraph Rs FEB 1924
153	D.C. Kolar No L 5563 89·2·27 Defines a number of States which of the Villages with Scattered houses in the Malnad Can be treated as such &c
1	B Leah 22/3/24

NOTE—Contn. Sheet

40942

In all future correspondence please quote this number.
A.5-C.2131-26-27.
Encs.

OFFICE OF THE DEPUTY-COM
KOLAR DISTRICT

Dated Kolar, the 10th Janu

3508

FROM A. K. Syed Taj Peeran, Esq., B.A.,
~~C. SUBRAHMANNAIYA, ESQ., M.A., B.L.,~~
Deputy Commissioner, Kolar District.

G. REV. SECTT. To 14. JAN. 1927 G. D. SECTION.

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore

SIR,

In continuation of this office No:A.5-C.2132/26 dated the 6th of December 1926, and with reference to your letter 4176/L.B.26-26-118 dated the 24th of December 1926, direc Inam villages with a population of less than 50 may be ma "Hamlets" if necessary, I have the honor to request to be whether under Section 6(2) of the Village Panchayet Regul Government may take the initiative in such cases. The sub seems to have been meant for the more self reliant of vil it looks ~~like~~ necessary that the election should origina

Even if it is considered that in such cases Governm may themselves take the initiative, other difficulties wo be there. There are villages with a population of ten onl see margin) of whom only four are adults. When a village is made a "hamlet" there are only f to form the panchayet, whereas the prescribed by the Regulations (seven Section 5(1) does not apply to cases contemplated by Sec

Boyipete	4.
Chilkalnetta	10.
Nallapareddi-palli.	11

In these circumstances, I request that Government pleased to reconsider the directions given in their order above.

I have the honor to be,
S i r,
Your most obedient servant,
A K Syed Taj Peeran
Deputy Commissioner
Kolar District.

V.V.R.
10127.

APPX F. VI. Gl.]

11

SUBJECT.....

.....

.....

Section LB

File No. ~~6236~~ 26-26

Diary No. of letter replied to.....

Serial No 118

No. 4176

To

The Deputy Commissioner

Trichinopoly

General and Revenue Secretariat

( )

the *192*

Date of issue 24/12/26

Signed by M. T. K. S

Sir,

With reference to your letter no A.5-C.2132-26-74 dated the 6th December 1926, requesting that the Deputy Commissioner may be vested with discretion to form an Inam Village into a Panchayat or not, when the population of the village is less than 500, and when the Inamdar does not agree to the grouping of his village with a Sirkar or Inam village, I am directed to

List of enclosures.....

Copied by.....

Examined by.....

over

12

State that the Swaraj villages such as Tavare
Contemplated in your letter
may be constituted into Panchayats, under which arrangement all voters will mark
- all works of public nature
perform for the village all
the duties and shall have
all the powers of a village
Panchayat.

I have etc

21/12 Seen & Secy to Govt
L & L dept

Memo: L4177-84 & 24/12/2
Copy forwarded with
Compliments to the Secy
Government of State etc for
information.

Dy Secretary

21/12 Seen to Govt
L & L dept

Dom
21/12

13

In all future correspondence please quote this number.
A.5-C.213[illegible]-26-27.
Encs.

35585

OFFICE OF THE DEPUTY COMMISSIONER,
KOLAR DISTRICT,

Dated Kolar, the 6th December *192*6.

2447

FROM A. K. Syed Taj Peeran, Esq., B.A.,
~~S. HIRIANNAIYA, Esq., M.A., B.L.,~~
Deputy Commissioner, Kolar District.

To

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative *Departments, Bangalore*

9 DEC. 926

SIR,

B326-26-109

In inviting your kind ~~attention to~~ G.O.No:L.2500-14/L.B. 26-26-40 dated the 5th October 1926, issuing instructions for bringing Village Panchayet Regulation into force in the Districts, I have the honor to state as follows:-

2. Para 4 (2)(a) of the G.O. says that every Inam village shall have a panchayet for itself. It is seen from the lists of proposed panchayets received in this office, that there are several Inam villages in this district whose population does not exceed 20 and is even as much as 10-12. This will mean on an average, four or less than four houses in the village and the income in such a village from all sources may not be more than five rupees and may often be less. It is not much that can be done with this sum, even when it is allowed to accumulate for a number of years. It may also be impossible in a village of this sort to get seven men who will form the Panchayet And it is rarely that the Inamdar will agree to the grouping of his village with another Sirkar or Inam village.

3. In these circumstances, I request that orders of Government may be obtained, vesting the Deputy Commissioner with the discretion to form an Inam village into a Panchayet or not, when the population of the village is less than 50, and when the Inamdar does not agree

to

14

to the grouping of his village with a Sirkar or Inam village.

I have the honor to be,
S i r,
Your most obedient servant,

Treasury Assistant Commissioner,
For Deputy Commissioner,
Kolar District.

V.V.R.
61226.

15

APP. F. VI. Gl.]

SUBJECT..... Delineation of Shanbhag Mallipatna village for inquiry

Section 87
File No. 26-26
Serial No. 153

Diary No. of letter replied to.....

No. L 5563

To

The Deputy Commissioner
Kolar

General and Revenue Secretariat
( )
the 192

Date of issue 9th Feb 24

Signed by for S.K.S

Sir,

With reference to your letter no A.S.-C 2131-26-24 dated the 10th January 1924 regarding the Constitution of hamlets, I am directed to state that under section 4 of the R.D. Act it is the duty of Commissioner to demarcate and form a village Panchayat; that a hamlet is a village, the village Panchayat of which consists of all the voters of the village and that

List of enclosures.....

Copied by.....

Examined by.....

P.T.O.

by creating a hamlet a Village
Panchayat is created & this
has to be done by the Depty.
Commr

As regards the applicability
or otherwise of Section 10
of the Village Panchayat
Regn prescribing the maximum
& minimum of Panchayatdars
to hamlets I am to state
that this is not applicable
to hamlets but only to Village
Panchayats whose members
are either elected or nominated, there
~~this being~~ being neither election nor
nomination of Panchayatdars
in a hamlet-

I have &c

Sd/- Secy to Govt
L & L Dept

Copy:-

Copy to the Secretary of Mendy—